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JAN 28 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**OFFICIAL**

Application no. : 09/516,859
Applicant : Drew Bertagna
Title : Priority Remapping for Data Communication Switch
Filed : March 2, 2000
Art Unit : 2663
Examiner : Duc Duong

Docket no. : 134005
Customer no. : 35114
Confirmation No. : 4216

RESPONSE TO OFFICE ACTION

Date: January 26, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to one or more issues raised in the office action dated September 25, 2003, the inventor has executed an affidavit filed under 37 C.F.R. §1.131 to swear behind the 102(e) reference, i.e., the U.S. Patent No. 6,460,088 to Merchant, used in combination to support the rejection of the pending claims 1, 2, 4, 7, 8, 10, 13-15, 17, and 18 under 35 USC §103(a). Should there be any fees for this action, your office is authorized to draw from the firm deposit account number 02-3979.

Respectfully submitted,

Michael Blaine Brooks, PC

By:



Andrew S. Naglestad
Reg. No. 47,814
5010 No. Parkway Calabasas
Suite 104
Calabasas, CA 91302
Tel.: (818) 225-2920 ext. 202

enclosures